

Attorneys for Defendant

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

THE CENTER FOR INVESTIGATIVE
REPORTING and JENNIFER GOLLAN,

Plaintiffs,

V.

UNITED STATES DEPARTMENT OF
LABOR,

Defendant.

Case No. 18-cv-02414-DMR

STATEMENT OF RECENT DECISION

Pursuant to Civil Local Rule 7-3(d)(2), Defendant United States Department of Labor respectfully submits this Statement of Recent Decision to bring to the Court’s attention the recent decision in this District in *American Small Business League v. United States Department of Defense*, et al., No. 18-cv-01979-WHA (N.D. Cal. Nov. 24, 2019), pertaining to the application of FOIA Exemption 4 after *Food Marketing Institute v. Argus Leader Media*, 139 S. Ct. 2356 (2019) (“*Argus Leader*”), and the interplay between *Argus Leader* and the FOIA Improvement Act of 2016. The opinion is attached as Exhibit A.

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1 Dated: November 25, 2019

Respectfully submitted,

2 DAVID L. ANDERSON
United States Attorney

3 /s/ Pamela T. Johann
4 PAMELA T. JOHANN
5 Assistant United States Attorney

6 Attorneys for Defendant